

Kevin H. Sharp

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

TUITIONFUND, LLC

Plaintiff,

v.

SUNTRUST BANKS, INC.;

SUNTRUST BANK;

REGIONS FINANCIAL

CORPORATION;

REGIONS BANK;

VESDIA CORPORATION;

CARTERA COMMERCE, INC.;

CARDLYTICS, INC.,

Defendants.

Case No. 3:11-cv-00069

Judge Sharp

Magistrate Judge Griffin

Oral Argument Requested

**MOTION FOR LEAVE TO FILE REPLY BRIEF IN SUPPORT OF THE VESDIA
DEFENDANTS' MOTION TO STAY PENDING *INTER PARTES* REEXAMINATION**

Defendants SunTrust Banks, Inc., SunTrust Bank, Vesdia Corporation and Cartera Commerce, Inc. (collectively, the “Vesdia Defendants”) respectfully move for leave to file the attached Reply Brief in Support of their Motion to Stay Pending *Inter Partes* Reexamination and Memorandum of Law (ECF Nos. 207 and 208) and in opposition to TuitionFund’s Response (ECF No. 211). In its Response, TuitionFund mischaracterized the progression of the present litigation, which requires correction, including 1) this is not the same issue decided in *TuitionFund, LLC v. First Horizon National Corp. et al.*, Civ. No. 3:11-CV-00852 (“the *First Horizon* case”); 2) this litigation is in its infancy; and 3) TuitionFund has not acted to expedite the litigation. The attached Reply Brief provides further detail.